

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-18-133/140
Public Notice No. KS-Q-18-114/115
Public Notice No. KS-NQ-18-017
Public Notice No. KS-EG-18-015

Beginning Date: July 5, 2018
Comments Due: August 4, 2018

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-18-133/140
Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Calvert Swine, LLC Terry Nelson 1304 W. Fox Road	SW/4 of Section 19 T02S, R21W Norton County	Upper Republican River Basin

Kansas Permit No.: A-URNT-H008 Federal Permit No.: KS0100421

This is a renewal permit for an existing facility for 9,300 head (3,720 animal units) of swine weighing more than 55 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

F & R Swine, Inc. – McNeal Facility 6240 Humboldt Creek Road Dwight, KS 66849	SW/4 of Section 1 E/2 of Section 13 T13S, R07E Geary County	Kansas River Basin
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Kansas Permit No.: A-KSGE-H002 Federal Permit No.: KS0116378

This is a renewal permit for an existing facility for 5,500 head (2,200 animal units) of swine weighing greater than 55 pounds and 8,000 head (800 animal units) of swine weighing 55 pounds or less, for a total of 3,000 animal units of swine. This facility has an approved Nutrient Management Plan on file with KDHE.

Great Bend Feeding, Inc.
Paul Woydziak, Manager
355 NW 30 Ave
Great Bend, KS 67530

E/2 of Section 10
All of Section 11
T19S, R14W
Barton County

Upper Arkansas
River Basin

Kansas Permit No.: A-UABT-C002

Federal Permit No.: KS0040576

This is a renewal permit for an existing facility. The facility consists of approximately 357 acres of open lot pens, feed roads, feed storage areas, manure stockpile areas, and other miscellaneous feedlot areas for the maximum capacity of 35,000 head (35,000 animal units) of cattle weighing greater than 700 pounds. The waste management system includes 13 sediment basins and 13 earthen waste storage ponds. This facility has an approved Nutrient Management Plan on file with KDHE.

Intervet Inc. dba Merck Animal Health
1202 Idaho Rd
Williamsburg, KS 66095

E/2 of Section 23
NW/4 of Section 24
T18S, R18E
Franklin County

Marais des Cygnes
River Basin

Kansas Permit No.: A-MCFR-B003

This is a permit re-issuance and modification for an existing facility for a proposed maximum capacity of 200 head (80 animal units) of swine weighing greater than 55 pounds, 200 head (20 animal units) of swine weighing 55 pounds or less, 210 head (210 animal units) of cattle weighing greater than 700 pounds, 400 head (200 animal units) of cattle weighing 700 pounds or less, 210 head (420 animal units) of horses; for a total of 930 animal units. This represents an increase in swine but an overall decrease in animal units from the previous permit. There will be no physical changes to the facility or waste management system.

Lakin Dairy, LLP
Craig Achen
PO Box 323
Lakin, KS 67860-0323

SE/4 of Section 29
N/2 and SE/4 of Section 32
T25S, R36W
Kearny County

Upper Arkansas
River Basin

Kansas Permit No.: A-UAKE-D001

Federal Permit No.: KS0093599

This is a permit re-issuance for an existing expanding facility. The facility is proposing to construct an additional pen area and an additional wastewater retention structure. The facility will have a maximum capacity of 22,660 animal units consisting of 15,700 head (15,700 animal units) of cattle weighing greater than 700 pounds, 3,000 head (1,500 animal units) of cattle weighing 700 pounds or less, and 3,900 head (5,460 animal units) of mature dairy cows (lactating and dry). This facility has an approved Nutrient Management Plan on file with KDHE.

McCarty Family Farms
McCarty Family Farms, LLC
2231 CR 31
Rexford, KS 67753

SW/4 of Section 18
T07S, R31W
Thomas County

Solomon River Basin

Kansas Permit No: A-SOTH-D001

Federal Permit No.: KS0095150

This is a renewal permit for an existing facility for 2,600 head (3,640 animal units) of mature dairy cattle; 1,600 head (1,600 animal units) of dairy cattle weighing more than 700 pounds; and 2,000 head (1,000 animal units) of dairy cattle weighing 700 pounds or less; for a total of 6,200 head (6,240 animal units) of dairy cattle. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Bruce Penner Feedlot
13618 NW Meadowlark Road
Whitewater, KS 67154

NW/4 of Section 27
T23S, R03E
Butler County

Walnut River Basin

Kansas Permit No.: A-WABU-B013

This is a renewal permit for an existing facility for 999 head (999 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit.

Pratt Feeders, LLC
Kenneth Montgomery
PO Box 945
Pratt, KS 67124

S/2 of Section 4
S/2 and NE/4 of Section 8
All of Section 9
NW/4 of Section 16
N/2 of Section 17
T27S, R13W
Pratt County

Lower Arkansas
River Basin

Kansas Permit No.: A-ARPR-C001

Federal Permit No.: KS0036374

This is a renewal permit for an existing facility for 40,000 head (40,000 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No.: KS-Q-18-114/115

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Cherokee Co. RWD 3	Spring River via	Process
P.O. Box 492	Brush Creek via	Wastewater
Columbus, KS 66725	Bitter Creek via	
	Unnamed Tributary	

Kansas Permit No. I-NE06-PO04

Federal Permit No. KS0098558

Legal Description: SW¼, SE3, S17, T34S, R24E, Cherokee County, Kansas

Facility Name: Cherokee County RWD #3 Water Treatment Plant

Facility Address: 1521 SE Beasley Road, Baxter Springs, KS 66713

The proposed action is to reissue an existing State/NPDES permit to an existing facility. This is a potable water treatment plant treating well water. The raw water is treated routinely with polymer to aid settling and then chlorinated prior to introduction into the distribution system. The plant discharges wastewater to a two-cell lagoon wastewater treatment system capable of parallel or series operation. The two cells have about 0.10 acre surface area and hydraulic capacities of about 67,500 gallons each. This permit is for the discharge of treated wastewater from the lagoon system. Wastewater from the filter backwashing operation, miscellaneous drains and occasional blowdowns from, and an annual draining of the two detention basins (about 25,000 gallons each) is directed to the wastewater lagoon system. Domestic wastewater is directed to a septic tank/lateral system. The estimated flow of wastewater to the lagoon system is about 0.007 MGD. The proposed permit contains limits for total residual chlorine, total suspended solids and pH.

Wichita, City of
1815 West Pine
Wichita, KS 67203

Kisiwa Creek (001A1) Process
Little Arkansas River (002A1) Wastewater

Kansas Permit No. I-LA02-PO02

Federal Permit No. KS0099392

Legal Description: NE¼, NE¼, NE¼, S2, T24S, R3W, Harvey County, Kansas (001A1)

SW¼, SW¼, SE¼, S8, T23S, R2W, Harvey County, Kansas (002A1)

Facility Name: Wichita ASR Phase I Treatment Plant

Facility Address: 17934 NW 12th St, Burrton, KS 67020

The proposed action is to reissue an existing State/NPDES permit to an existing facility. This is an Aquifer Storage and Recovery Project using a 7 MGD ballasted flocculation plant to treat water from the Little Arkansas River during high flow conditions. Treated water meeting specifications is stored in the aquifer for later recovery. The proposed permit contains limits for pH and biochemical oxygen demand, as well as monitoring for lagoon pump run time, flow, total suspended solids, total phosphorus, whole effluent toxicity, chloride, arsenic and selenium.

Public Notice No. KS-NQ-18-017

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g).

NAME AND ADDRESS OF APPLICANT

LEGAL LOCATION

TYPE OF DISCHARGE

Plains, City of
P.O. Box 366
Plains, KS 67869

W½, NE¼
S21, T32S, R30W,
Meade County, KS

Non-Overflowing

Kansas Permit No. M-CI16-NO01

Federal Permit No. KSJ000414

This proposed action is to reissue an existing Kansas Water Pollution Control Permit for a non-overflowing facility. This facility is a three-cell wastewater stabilization lagoon system with synthetic cell liners. The proposed permit contains a schedule of compliance stating that the permittee will provide KDHE a schedule of proposed rehabilitation of the lagoon system and improvements and stabilization of

the interior of the dikes.

Public Notice No. KS-EG-18-015

In accordance with K.A.R. 28-46-7 and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well(s) described below within the State of Kansas.

NAME AND ADDRESS OF APPLICANT

Enterprise Products Operating, LLC
2610 S Mohawk Rd
Hutchinson, KS 67501

Facility Name: Enterprise Products Hutchinson Underground Storage

Well & Permit Number

Enterprise 1/KS-01-155-008

Location

Latitude: 38.0228" Longitude: -97.9959"

Facility Description: The proposed action is to reissue an existing Class I Injection Well permit for the well listed above. Injection of non-hazardous liquid waste is to be made into the Arbuckle Group, through openhole from a depth of 4157 feet to 4753 feet. Disposal will be by means of gravity flow; wellhead pressure will not be allowed. The maximum rate of injection is 1,260,000 gallons per day. All construction, monitoring, and operation of these wells shall meet the requirements that apply to Class I Injection wells under the Kansas UIC Regulations, K.A.R. 28-46-1 through 28-46-45 and other requirements of KDHE.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision-making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **August 4, 2018**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-18-133/140, KS-Q-18-114/115, KS-NQ-18-017, KS-EG-18-015) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at

<http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Jeff Andersen
Secretary
Kansas Department of Health and Environment